



OFFICE OF THE ATTORNEY GENERAL OF TEXAS
AUSTIN

GERALD C. MANN
ATTORNEY GENERAL

March 24, 1939

Mrs. Faye Stewart, President
State Board of Hairdressers & Cosmetologists
Austin, Texas

Dear Mrs. Stewart:

Opinion No. O-536

Re: Renewal of a combination
shop and operator's license
within one year after
license's expiration date

Your request for an opinion as to whether a combination shop and operator's license may be renewed within one year after its expiration date, has been received by this department. Your request also asks if the changing of the location of the shop would alter our opinion on this matter.

We think that your question is answered in Section 18 of Article 734b, Penal Code, which reads as follows:

"The first certificate of registration and license shall be valid until August 31, 1938. Thereafter no certificate or license shall be issued for a longer period than one (1) year and shall expire on the 31st day of August, of the year for which they are issued unless renewed prior to that date. The holder of an expired certificate or license may have said certificate or license restored within one (1) year after the date of expiration, upon the payment of the required renewal fee and satisfactory proof of his or her qualifications to resume practice."

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This section expressly provides that an expired certificate or license may be renewed within one year after the date of expiration upon the payment of the required renewal fee and satisfactory proof of his or her qualifications to resume practice. Sub-head (a) Section 18 fixes the renewal fee under this situation at Three (\$3.00) Dollars. The other requirement for the renewal of the license or certificate within one year after its expiration is satisfactory proof of his or her qualifications to resume practice. We think that satisfactory proof is outlined in sections 15(a) and 16(a) of Article 734b.

There is nothing in the Article 734b that requires any approval of a license or certificate upon the removal of a shop from one location to another. We find no authority for making any different requirement because of the fact that the owner of the shop may have changed the location of the shop or expects to change the location of the shop upon securing a renewal license.

It is the opinion of this department that it is possible for a combination shop and operator's license to be renewed at any time within one year after the expiration date of the certificate and the change of the location of the shop would not affect the right of the Board to renew the certificate.

Yours very truly

ATTORNEY GENERAL OF TEXAS

By (s)

Morris Hodges
Assistant

MH:ob

APPROVAL

(s) W. F. Moore

First Assistant Attorney
General